

12-22-03

A16 DJS

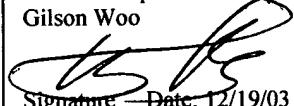
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Applicant: Gilson Woo
Serial No: 09/909,505
Filed: July 20, 2001
For: TREATMENT OF AFFLICTIONS, AILMENTS AND DISEASES

Art Unit: 3736
Examiner: Nikita R Veniaminov

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail # ER506004097US addressed to: Commissioner for Patents, P.O.BOX 1450 Alexandria, VA 22313-1450 on 12/19/03.

Name of Depositor:
Gilson Woo


Signature Date: 12/19/03

**PETITION TO REVIVAL
UNINTENTIONAL ABANDONMENT**

Honorable Commissioner of Patents and Trademarks
PO Box 1450, Alexandria, VA 22313-1450

Sir:

With regard to the Notice of Abandonment, date mailed November 26, 2003, for the above application, applicant has complied with all the requirements and instructions specified in the Office Actions and all the Replies prepared diligently were submitted on a timely manner as shown below.

<u>Date of Office Action</u>	<u>Date of Reply Submitted</u>	<u>Time Spent for Reply</u>
1 st Action Aug 26, 2002	Oct 24, 2002	2 months
2 nd Action Feb 28, 2003	Mar 15, 2003	15 days
Final Action May 8, 2003	July 18, 2003	70 days
Advisory Action Aug 8, 2003	Sept 8, 2003	1 month
Advisory Action Sept 29, 2003	Nov 15, 2003	46 days
Notice of Abandonment Nov 26, 2003	Dec 17, 2003 (Petition to Revive)	21 days

As shown above, all the replies were properly submitted on time along with necessary amendments within the 3 months time limit; therefore, **applicant never abandoned the subject application**. Applicant believes that the Replies submitted are prepared faithfully and bona fide to the requirements of the Office Actions and to the best of applicant's knowledge and belief. Applicant has always asked US Patent Office Examiner and Supervisor for necessary advice before preparing any Office Action Reply to make sure not to make mistake.

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OFFICE OF PETITIONS

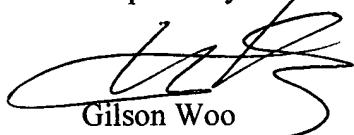
The Reply submitted on Sept 8, 2003 along with necessary amendments in response to the Advisory Action of Aug 8, 2003 was not entered due to new matters added. So, the Reply with new amendment excluding all new matters in question was submitted on Nov 15, 2003 in response to the Advisory Action of Sept 29, 2003, however, the Application has become unavoidably and unintentionally abandoned, and it is therefore requested that the application be revived along with Request for Continued Examination. Copies of the respective Office Actions are enclosed for reference.

The Amendments not entered on September 8, 2003 and November 15, 2003 are enclosed along with Request for Continued Examination Transmittal, also please note that Fee for 6 new claims added in the Amendment Reply dated September 8, 2003 was paid on September 8, 2003 (See copies of check and Fee Transmittal attached).

All Fees for Petition to Revive Unintentional Abandonment and Request for Continued Examination in a total of \$1,050.00 by a check #268 are enclosed with Fee Transmittal.

Your personal attention and care is greatly appreciated.

Respectfully submitted,



Gilson Woo
Applicant

Dec 19, 2003

Enclosure:

1. Copies of the Advisory Action of Aug 8, 2003 and Sept 29, 2003
2. Copies of Check and Fee Transmittal paid for 6 new items on Sept 8, 2003
3. Copies of the Amendments not entered on Sept 8, 2003 and Nov 15, 2003
for Continued Examination

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: **GILSON WOO**

Application No.: **09/909,505**

Filed: **July 20, 2001**

Art Unit: **3736**

Examiner: **NIKITA R VENIAMINOV**

Title: **TREATMENT OF AFFLICTIONS, AILMENTS AND DISEASES**

Attention: Office of Petitions

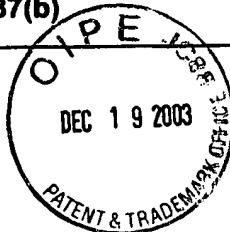
Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9306



NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee –required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity-fee \$ 665.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Request for Continued Examination (identify type of reply):

has been filed previously on Sept 8, 2003 and Nov 15, 2003.
 is enclosed herewith.

B. The issue fee of \$ _____.

has been paid previously on _____.
 is enclosed herewith.

665.00

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

December 19, 2003

Date



Signature

Telephone

Number: 909-468-5147

GILSON WOO

Typed or printed name

19708 Balan Road

Address

Rowland Heights, CA 91748

Address

Enclosures: Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: Request for Continued Examination

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

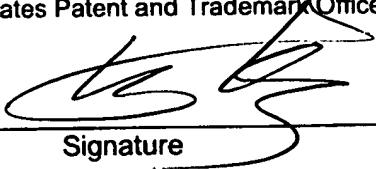
I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. VIA Express Mail# ER 506004097US

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

December 19, 2003

Date



Signature

GILSON WOO

Type or printed name of person signing certificate



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/909,505	07/20/2001	Gilson Woo		4913

7590 09/29/2003

GILSON WOO
19708 BALAN ROAD
ROWLAND HEIGHTS, CA 91748

EXAMINER

VENIAMINOV, NIKITA R

ART UNIT

PAPER NUMBER

3736

DATE MAILED: 09/29/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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DEC 24 2003

OFFICE OF PETITIONS

Advisory Action	Application No.	Applicant(s)
	09/909,505	WOO, GILSON
	Examiner	Art Unit
	Nikita R Veniaminov	3736

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 08 September 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) The period for reply expires 3 months from the mailing date of the final rejection.
- b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
 2. The proposed amendment(s) will not be entered because:
 - (a) they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) they raise the issue of new matter (see Note below);
 - (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) they present additional claims without canceling a corresponding number of finally rejected claims.
- NOTE: See Continuation Sheet.
3. Applicant's reply has overcome the following rejection(s): _____.
 4. Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
 5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: _____.
 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

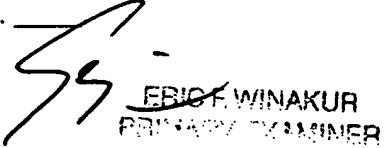
The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-32.

Claim(s) withdrawn from consideration: _____.

8. The proposed drawing correction filed on ____ is a) approved or b) disapproved by the Examiner.
9. Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). 
10. Other: _____.

- Continuation of 2. NOTE: In the Specification Applicant provided a new description of body meridians and changed in the Specification and in the claims a range of the total flux of the magnetic means applied to the at least one of the treating regions of the body regions from about 30 -250,000 . Applicant also added to the Specification and to the claims a new method step of maintaining a magnet in contact at 90 degree angle with the at least one of the treating regions of the body .



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/909,505	07/20/2001	Gilson Woo		4913

7590 08/08/2003

GILSON WOO
19708 BALAN ROAD
ROWLAND HEIGHTS, CA 91748

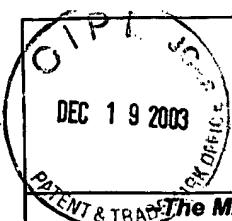
[REDACTED]
EXAMINER

VENIAMINOV, NIKITA R

ART UNIT	PAPER NUMBER
3736	

DATE MAILED: 08/08/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action**

DEC 19 2003

Application No.

09/909,505

Applicant(s)

WOO, GILSON

Examiner

Nikita R Veniaminov

Art Unit

3736

The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED on July 18, 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b])

- a) The period for reply expires 3 months from the mailing date of the final rejection.
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. The proposed amendment(s) will not be entered because:
 - (a) they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) they raise the issue of new matter (see Note below);
 - (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: ____.

3. Applicant's reply has overcome the following rejection(s): _____.
4. Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-32.

Claim(s) withdrawn from consideration: _____.

8. The proposed drawing correction filed on _____ is a)a) approved or b) disapproved by the Examiner.
9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). _____.
10. Other: _____. J. Butz 371c-2

Continuation of 5. Applicant argues that "the treating regions utilized in the present invention are based on the same principle and same application of balance treatment using the same Oriental Medical Theory including the Hand/Finger Acupuncture Meridian System utilized in Woo ('569) ... for utilizing the 3 sub regions of the body trunk in balance" (see Remarks, page 2).

Further, Applicant argues that "according to the Oriental medicine and present invention, the method of magnetic clothing of Lopez et al. ('046) is based on incomplete structure of the Shiatsu massage meridians, thus basically lack of 4 essential elements for treating human body in terms of meridian energy flow balance and therapeutical effect..." (see Remarks on page 10).

In response to Applicant's arguments that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., see Applicant's Response on pages 1-21) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

Applicant argues that "modifying the method of treating of Lopez et al. ('046) by the method of Woo ('569), and modifying the magnets of Lopez et al. ('046) to use magnets having a size ... is to be incorrect and inappropriate..." (see Remarks on pages 16-17).

Also, Applicant argues about changes in size and magnets power and flux (see Remarks on page 20).

Examiner states that in this case, claims 1-32 are unpatentable over Lopez et al. (US 5,720,046) in view of Woo (US 5,529,569) as was indicated in the Office Action of paper # 8, since Lopez et al. ('046) and Woo ('569) teach the same method steps, like "designating at least three treating regions of the trunk..." etc.; the use of total flux for the holistic magnetic therapy was disclosed by Woo ('569).

Finnaly, Applicant argues that the priority date of the claimed invention is June 25, 1996 (see Remarks on pages 20-21).

Examiner states that the priority date of the present Application, which is a Continuation in Part of an Application Number 08/939429, which is now abandoned, is September 26, 1997.



PTO/SB/16 (12-97)
Approved for use through 03/01/00. OMB 0651-0031
Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
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**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b))—INDEPENDENT INVENTOR**

Docket Number (Optional)

Applicant, Patentee, or Identifier: GILSON WOO

Application or Patent No.: 09/909,505

Filed or Issued: July 20, 2001

Title: TREATMENT OF AFFLICITION, AILMENTS AND DISEASES

As a below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- the specification filed herewith with title as listed above.
 the application identified above.
 the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

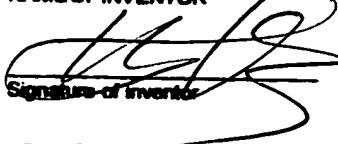
- No such person, concern, or organization exists.
 Each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

GILSON WOO

NAME OF INVENTOR


Signature of Inventor

Dec 19, 2003

Date

NAME OF INVENTOR

Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

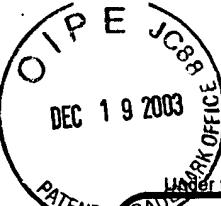
Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1,050.00)

Complete if Known

Application Number	09/909,505
Filing Date	July 20, 2001
First Named Inventor	GILSON WOO
Examiner Name	NIKITA R VENIAMINOV
Art Unit	3736
Attorney Docket No.	

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number	
Deposit Account Name	

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			665.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20** =	X	=	Fee from below	Fee Paid
Independent Claims	- 3** =	X	=		
Multiple Dependent					

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		385.00

**or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

Large Entity , Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	665.00
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	385.00
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1,050.00)

(Complete if applicable)

Name (Print/Type)	GILSON WOO	Registration No. (Attorney/Agent)	Telephone 909-468-5147
Signature		Date	Dec 19, 2003

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) **54.00**

Complete If Known

Application Number	09/909,505
Filing Date	July 20, 2001
First Named Inventor	GILSON WOO
Examiner Name	NIKITA R VENIAMINOV
Art Unit	3736
Attorney Docket No.	

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number	
Deposit Account Name	

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee
 to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375			Utility filing fee	
1002 330	2002 165			Design filing fee	
1003 520	2003 260			Plant filing fee	
1004 750	2004 375			Reissue filing fee	
1005 160	2005 80			Provisional filing fee	
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims below - 20** =	Fee from below X 9.00 =	Fee Paid
			6	54.00	
			- 3** =		

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		54.00

**or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	

(Complete if applicable)

Name (Print/Type)	GILSON WOO	Registration No. (Attorney/Agent)		Telephone 909-468-5147
Signature				Date Sept 8, 2003

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BYONG J. WOO
701 W IMPERIAL HWY., #909
LA HABRA, CA 90631

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DATE 9-8-03

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AMENDMENT
Fee for 6 new claims
Application No. 09/7909,505 for GILSON WOO
122014206910237003134547



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Art Unit: 3736

Applicant: Gilson Woo

Examiner: Nikita R Veniaminov

Serial No: 09/909,505

Filed: July 20, 2001

For: TREATMENT OF AFFLICTIONS, AILMENTS AND DISEASES

September 8, 2003

ADVISORY ACTION REPLY

Honorable Commissioner of Patents and Trademarks
PO Box 1450, Alexandria, VA 22313-1450

Sir:

In response to the Advisory Action, mailing date of August 8, 2003, a reply is respectfully submitted for the above application as shown in the following separate sheet of REMARK along with separate amendments of Specification and Claims.

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail # ER 506004707 US addressed to: Commissioner for Patents, P.O.BOX 1450 Alexandria, VA 22313-1450 on 9/8/03.

Name of Depositor: Gilson Woo

Signature Date: 9/8/03

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Amendment to the Specification

Paragraph beginning at line 9 of page 2 has been amended as follows:

The present invention is directed to a method of applying magnetism only to the trunk of patient for holistic effect of entire body, which is not possible under the conventional method of prior art and Acupuncture Practice of Oriental Medicine.

Paragraph beginning at line 10 of page 2 has been amended as follows:

The conventional method is holistically effective and applicable to all ailments of human body for concurrent treatment utilizing meridians of the hands, head and neck of Oriental medical theory and the brain control functions of self-survival healing mechanism.

New paragraph beginning after "the human body." at line 2 of page 3 has been added as follows:

There are 12 main meridians and 8 extra vessel meridians, a total of 20, disposed throughout the entire human body and 730 acupoints assigned and scattered all over the body. Eighteen (18) meridians are bilateral and 2 meridians are unilateral, i.e., bilateral meridians are disposed symmetrically on both side of the body, left and right, their functions are exactly the same as a twin pair. Two (2) meridians are unilateral that run through the center of the front and backside of the body with a different function of governing negative and positive meridians respectively. The main meridians of the human body maintain a balance and harmony for all the organs of the body system in accordance with the five (5) element-functions of meridians of the dual power system of positive and negative energy force, which are based on Five (5) Elements of Law of Nature, consisting of "Wood", "Fire", "Earth", Metal", and "Water" by which transform into meridians in a form of "help or helped by", "restrain or restrained by", and "harm or harmed by", which lead into two type of functioning – conflicting meridian and co-living meridian, and most afflictions of chronic type ailments are all associated with conflicting meridians. The conflicting meridians are harmful and not helpful to each other thus it is very difficult to maintain or bring the balance back to normal between conflicting meridians. Five Elements & Conflicting Meridians are as follows:

Five Elements:

Co-living Order, "help or helped by" - Wood, Fire, Earth, Metal, Water

Conflicted Order, "harm or harmed by" - Wood, Earth, Water, Fire, Metal

Conflicting Main Meridians:

<u>Lung Meridian</u>	harms	<u>Liver Meridian</u>
<u>Large Intestine Meridian</u>	harms	<u>Gall Bladder Meridian</u>
<u>Kidney Meridian</u>	harms	<u>Heart Meridian</u>
<u>Bladder Meridian</u>	harms	<u>Small Intestine Meridian</u>
<u>Liver Meridian</u>	harms	<u>Spleen/Pancreas Meridian</u>
<u>Gall Bladder Meridian</u>	harms	<u>Stomach Meridian</u>
<u>Heart Meridian</u>	harms	<u>Lung Meridian</u>
<u>Small Intestine Meridian</u>	harms	<u>Large Intestine Meridian</u>
<u>Pericardium Meridian</u>	harms	<u>Lung Meridian</u>
<u>Three Triple Warmer Meridian</u>	harms	<u>Large Intestine Meridian</u>
<u>Spleen/Pancreas Meridian</u>	harms	<u>Kidney Meridian</u>
<u>Stomach Meridian</u>	harms	<u>Bladder Meridian</u>

These five elements are assigned to only 12 main meridians and five acupoints per main meridian for its function in terms of maintaining balance and order for each main meridian and its organs of the body. The non-element meridians and non-element acupoints are not capable of adjusting the balance of the meridian and are normally used only for local pain and lesion.
Main meridians are all rooted on toes and fingertips, except the sole of foot for kidney meridian, with the energy flow orientation of either ascending from or descending to the toes and sole of the foot and fingertips of the hand, and its five-element acupoints are all located in the region of hand and lower arm and foot and lower leg.

Under Oriental Medicine, any affliction in chronic nature is believed to be a result of energy imbalance and disorder in terms of the dual meridian system of the body, therefore, “such afflictions of chronic ailments are treated only by adjusting meridians into a balance and harmony, otherwise, such ailment and pain from the energy imbalance and disorder are not healed or eradicated after all”, quoted from the Text of the Oriental Medicine known as a “Golden Rule”.

When the systems of the body are not in balance in view of the meridians and the dual power concept – the body is in ill status in the related organs of the unbalanced meridians. When the systems of the body are well balanced, the body is in good health. Therefore, the therapy is directed toward stimulating or depressing the energy in the meridians concerned.

Paragraph beginning at line 3 of page 3 has been amended as follows:

The method of present invention involves 2 unilateral and 6 bilateral meridians, and 6 extra meridians, and 36 unilateral acupoints and 95 bilateral acupoints that are being disposed through the entire body trunk, which are Governing Vessel of 14 acupoints, Conception Vessel of 22 acupoints, Bladder of 39 acupoints, Gall Bladder of 7 acupoints, Stomach of 19 acupoints, Kidney of 17 acupoints, Liver of 3 acupoints, Pancreas/Spleen of 10 acupoints whereas only hand, head and neck meridians are being utilized in the referenced prior art.

New paragraph beginning after “by application of magnetism.” at line 23 of page 3 has been added as follows:

These phenomenal healing responses are identical to that of the Oriental Medicine so called “Myung-Hyun” defining as a positive body signal that the ailing part is definitely healing, which indicates the proper use of five element rules for meridians and balance concept of the dual power systems.

Paragraph beginning at line 23 of page 3 has been amended as follows:

In addition, this phenomenon is believed to be some form of reaction of brain sick memory recall in response to the magnetic application and further to indicate that, when body is in sickness, pathway of life-energy meridian and sensory neurons of the nervous system are being hindered by some form of blockage and, when the flow is stimulated by magnetic flux, the flow hindrance causes responses and symptoms and, when the body is in health, the pathways are all clear and wide open for free flow thus causing no response or symptom even under magnetically stimulated condition in energy flow and neural transmission

Paragraph beginning at line 5 of page 4 has been amended as follows:

Any magnet configurated and sized to cover substantially the treatment area of the trunk can be used for this method as long as it produces a sedative and healing effect in a range of 10φ to 250,000φ total flux and the north pole surface is flat and smooth for good contact to the trunk skin at 90-degree angle.

Paragraph beginning at line 1 of page 6 has been amended as follows:

The foregoing object and advantages, as well as others which will be apparent from the

specification, are achieved by a method for treating and alleviating human afflictions, ailments and diseases by the application of magnetism to a person being treated in such way to bring the meridians into a balance and harmony.

Paragraph beginning at line 6 of page 6 has been amended as follows:

Contact with magnet at 90 degree angle is maintained for a sufficient time period or periods to provide substantial alleviation or cure.

Paragraph beginning at line 7 of page 6 has been amended as follows:

The magnetic strength or total flux applied to the trunk may typically be from about 10φ to about 250,000φ total flux.

New paragraph beginning after "drawings." at line 7 of page 10 has been added as follows:

The designation of three sub-regions in the trunk for balance treatment of meridians and its organs is based on the five (5) element rules of meridians and acupoints and the balance concept of the dual power systems of positive and negative meridians of acupuncture practice, which are the essential factors in controlling the energy flow state of meridians of the body, and the physical location of the organs related with the five (5) element rules of meridians in conflict are also considered for defining the treating regions.

A total of 12 organs are positioned in the trunk area in a conflict manner between organs of conflict meridians, the body trunk is thus divided into three treating regions of chest, upper abdomen and lower abdomen for balance treatment as shown below.

1. Chest Region -chest area of the upper trunk (arm, shoulder, neck regions are excluded):

Heart, Lung, Pericardium - conflicted meridians

2. Middle Region -upper abdomen area:

Gall Bladder, Liver, Stomach, Spleen/Pancreas, Kidney - conflicted meridians

3. Lower Region -lower abdomen area:

Bladder, Small Intestine, Large Intestine, Three Triple Warmer - conflicted meridians

In order for proper control of the conflicted meridians and its organs in terms of an equilibrium and balance, the trunk is divided into 3 sub-regions thus enabling a balanced treatment for either by each region or all regions concurrently in safe without causing any situation of imbalance in the treatment regions as well as the respective meridians. Each region has a distinctive characteristic in treatment and effectiveness:

The Chest Region is for treating the conflicted meridians and its organs of the Lung, Heart and Pericardium in safe concurrently - under the ordinary acupuncture technique it is almost impossible to treat these conflicted organs and meridians concurrently without side effect:

The Middle Region is for treating the conflicted meridians and its organs of the Gall Bladder, Liver, Stomach, Spleen/Pancreas and Kidney in safe and concurrently - under ordinary acupuncture technique it is almost impossible to treat these conflicted organs and meridians concurrently without side effect:

The Lower Region is for treating the conflicted meridians and its organs of the Bladder, Small Intestine, Large Intestine and Three Triple Warmer in safe and concurrently - under ordinary acupuncture technique it is almost impossible to treat these conflicted organs and meridians concurrently without side effect.

Paragraph beginning at line 7 of page 10 has been amended as follows:

These regions of the trunk are treated horizontally along the way around the trunk by applying magnet or magnets in horizontal order in parallel to the sub-regional division lines.

New paragraph beginning after “pulling power.” at line 11 of page 11 has been added as follows:

Small size is lighter and convenient in use enabling more coverage of treating area and thereby smaller size with higher total flux is always preferable in treatment.

Paragraph beginning at line 28 of page 11 has been amended as follows:

In utilizing the area in the regions in application to the body trunk of a patient, it is typically and ordinarily necessary, in order to avoid a imbalance treatment in accordance with the Oriental medical theory, to apply magnet or magnets with an equal total flux for each and all treating area of the regions with an equal amount of treatment time for a balanced treatment for respective meridians.

Paragraph beginning at line 3 of page 12 has been amended as follows:

And, in addition, the balanced concept should also be applied by using the median line of the body which divides the trunk into a half, left and right, and the horizontal lines dividing the trunk into three parts, in order to avoid an imbalance condition of the body meridian systems.

Paragraph beginning at line 7 of page 12 has been amended as follows:

Accordingly, when applying magnet or magnets around the trunk in parallel to the horizontal lines, always place the magnets evenly at an equal distance, as shown in Figure 3 and 4 of the drawings, so that a balanced treatment for meridians is possible with an equal distribution of magnetic flux for each and every side of the trunk, and this practice should be applied to all magnet sizes used under this trunk method of magnetic application.

Paragraph beginning at line 14 of page 12 has been amended as follows:

Typically, a flat magnet is employed, thus to provide well contact to the skin of the trunk at 90 degree angle and substantially equal magnetic flux over the area of the trunk.

Paragraph beginning at line 27 of page 12 has been amended as follows:

In applying magnet means to the trunk, magnet or magnets are attached to the trunk skin in the designated area of the trunk by using elastic band, trunk-shaped wrapper or cover with Velcro fasteners for well contact to the skin of the trunk at 90 degree angle, as shown in figure 3, 4, 5, 6 and 12 of the drawings.

Paragraph beginning at line 5 of page 13 has been amended as follows:

Magnets should be contacted well to the skin of the trunk at 90 degree angle so that no gap between magnet and skin is allowed.

Paragraph beginning at line 13 of page 17 has been amended as follows:

The range of total flux for magnets used is about 10Φ-250,000Φ and such total flux is measured at 0.001" from the north pole surface of the magnet means.

Paragraph beginning at line 14 of page 17 has been amended as follows:

The size of the magnet may typically be any size of healing power appropriate for weight and effectiveness for the regions of the trunk of 28"x 43".

New paragraph beginning after "to the person." at line 17 of page 17 has been added as follows:

Thereby, using "total flux" provides a flexibility of options to select and control healing power, weight, pulling/repelling distance and treatment time period based on type of ailment, size of treatment area or region to apply and treatment progress thereof, etc., whereas other means of magnetic strength measured by gauss, flux density and magnet size alone do not provide such options of healing power control and adjustment to meet a real challenge of treating various levels of sickness from a mild to a severe condition.

Therefore, using total flux in present invention is unique and consistent throughout the entire period of 25 years research since 1980 for handling all levels of severity of the afflictions, ailments and diseases producing a desirable effectiveness under all situations of imbalance and disorder of the meridians.

Paragraph beginning at line 17 of page 17 has been amended as follows:

Therefore, the total flux applied to the patient is considered to be of key importance in selection of desired healing power, treatment time period and its weight appropriate for trunk regions.

ABSTRACT OF THE DISCLOSURE at page 24 has been amended as follows:

A method and apparatus for alleviating or curing human afflictions, ailments and diseases holistically by application of magnetism in such way of bringing the meridian systems into a balance and harmony. A north pole surface of a magnet is applied to a portion of the trunk, about 1204 square inches, of a person being treated, and is maintained in contact for a time period or periods in accordance with total flux applied for the afflictions or ailments being treated. The magnet is maintained in contact for a time period or periods sufficient to elicit holistic effect of alleviation or cure and to detect ailments and cure in progress or a balanced treatment point. Magnet is being configurated to accommodate the area being treated and having appropriate total flux of healing power.



AMENDMENTS TO THE CLAIMS:

1. (currently amended): 1. A method of treating and alleviating human afflictions, ailments and diseases holistically by application of magnetism to a plurality of treating regions of the trunk of a person being treated in such way to bring the body meridian systems into a balance and harmony, the method comprising the steps of:

providing magnet means having at least one north pole surface adapted for application to the plurality of treating regions of the trunk;

designating at least three treating regions of the trunk having a total size of about 1204 square inches, covering about 28"x 43" of a trunk region all the way around trunk, said treating region being divided into at least 3 sub-regions, according to location of organs of conflicted meridians and shape of the trunk;

applying the north pole surface of the magnet to at least one of the plurality of treating regions of the trunk, the magnet having a size of ~~1/8 "x 1/8"~~ to ~~28"x 43"~~ and shape appropriate to cover at least part of one of the treating regions of the trunk; and

maintaining the magnet in contact at 90 degree angle with the at least one of the treating regions of the trunk for a period of 15 to 180 minutes to heal and relieve afflictions, wherein the total flux of the magnetic means applied to the at least one of the treating regions of the trunk being in the range from about 10Φ 30Φ-250, 000Φ.

2. (currently amended): The method of claim 1, further including the step of repeating the application of the magnet means for at least one additional period of time.

3. (Original): The method of claim 1, further comprising repeating the time period for treatment at least once in a 24 hour period in an interval of about 2-10 hours in accordance with treatment progress.

4. (previously amended): The method of claim 1, further including:
applying the magnet means to each region of the plurality of treating regions representing chest part, upper abdominal part and lower abdominal part of the trunk.

5. (currently amended): The method of claim 1, further including applying the magnet means to the plurality of treating regions in the order of chest region and upper abdominal region, abdominal region, or in reverse order.

6. (currently amended): The method of claim 1, further including applying the magnet means first to one selected area of the treating regions of the trunk of the person and

wherein then applying the magnet means then to the other selected area of the treating regions of the trunk of the person.

7. (currently amended): The method of claim 1, further including applying a the magnet means to the at least one of the plurality of treating regions of the trunk of a person.

8. (currently amended): The method of claim 1, further including applying a the magnet means to multiple regions of the trunk of a person concurrently.

9. (currently amended): The method of claim 1, further including applying a the magnet means to all treating regions of the trunk of a person concurrently.

10. (currently amended): The method of claim 1, further including applying the magnets magnet means partially to at least one of the plurality of treating regions of the trunk of a person concurrently.

11. (currently amended): The method of claim 1, further including applying a the magnet means partially to multiple regions of the trunk of a person concurrently.

12. (currently amended): The method of claim 1, further including applying a the magnet means partially to all treating regions of the trunk of a person concurrently.

13. (canceled): The method of claim 32, further including applying the magnets partially to at least one region of the treating regions of the trunk and all treating regions of the neck and head of the person concurrently.

14. (canceled) The method of claim 32, further including applying the magnets partially to all treating regions of the trunk and all treating regions of the neck and head of the person concurrently.

15. (canceled): The method of claim 32, further including applying the magnets to all treating regions of the trunk and all treating regions of the neck and head of the person concurrently.

16. (previously amended): The method of claim 1, wherein the total flux of the magnet applied to each one of the plurality of treating regions of the trunk of the person is substantially equal.

17. (Original): The method of claim 1, wherein the total flux of the magnet applied to each area of the plurality of treating regions of the trunk is substantially equal.

18. (canceled): The method of claim 32, wherein the total flux of the magnet applied to each one of the plurality of treating regions of the trunk, neck and head of the person is substantially equal.

19. (canceled): ~~The method of claim 32, wherein the total flux of the magnet applied to each area of the plurality of treating regions of the trunk, neck and head of the person is substantially equal.~~

20. (currently amended): The method of claim 1, further comprising applying the magnet means to the treating region or regions concurrently by disposing the magnet in horizontal order all the way around the trunk in parallel to a horizontal waist line of the trunk so that all the meridians disposed in the trunk of the body are treated simultaneously and equally in balance for a balanced treatment.

21. (currently amended): The method of claim 1, further comprising applying the magnet means to the treating region or regions concurrently by disposing the magnet or magnets in horizontal order all the way around the trunk in parallel to a horizontal waistline of the trunk so that all the meridians disposed in the trunk of the body are treated simultaneously and equally in balance for a balanced treatment.

22. (previously amended): The method of claim 1, further comprising applying multiple magnets to the treating region or regions concurrently by disposing the magnets evenly, spaced apart, at an equal distance, throughout a region or regions so that all parts of the treating regions of the trunk of a person are treated equally with total magnetic flux for a balanced treatment.

23. (currently amended): The method of claim 1, further comprising applying additional magnets of substantially equal total flux to the treating regions of the trunk of a the person for a balanced treatment.

24. (original): The method of claim 1, further comprising applying the magnet consecutively or at intervals to selected treating regions of the trunk of the person for equal time periods for a balanced treatment.

25. (original): The method of claim 1, further comprising substantially covering the entire plurality of treating regions of the trunk with the north pole surface of the magnet.

26. (original): The method of claim 1, further comprising substantially covering each of the plurality of treating regions of the trunk with the north pole surface of the magnet.

27. (original): The method of claim 1, further comprising partially covering each of the treating regions of the trunk with the north pole surface of the magnet.

28. (currently amended): The method of claim 1, further including maintaining contact of the magnet for a time period sufficient for the person to produce feel—a pain mitigation and relief from ailing part of the body.

29. (currently amended): The method of claim 1, further including:
disposing retaining means for holding the magnet to the trunk to provide effective contact of the north pole surface of the magnet with the trunk at 90 degree angle.

30. (original): The method of claim 1, further including:
contacting the magnets directly to the treating regions of the trunk by using a proper band, wrapper or cover with magnets sewn-in or encased in any shape of form appropriate to fit the treating regions of the trunk of a person.

31. (previously amended): The method of claim 1, further including:
a band, wrapper or cover for contact the magnets to the treating regions of the trunk of a person are made with any material that is safe to the trunk and appropriate for fabrication.

32. (previously added): The method of claim 1, further including;
utilizing the magnet means of the trunk together with the magnet means of the neck and head of the person of prior art concurrently.

33. (new): The method of claim 1, further including :
applying the magnet means to the chest part region of the trunk in such way to bring the meridian systems into a balance and harmony for the respective organs of conflicted medridians in chest part of the trunk.

34. (new): The method of claim 1, further including :
applying the magnet means to the upper abdominal part region of the trunk in such way to bring the meridian systems into a balance and harmony for the respective organs of conflicted meridians in upper abdominal part of the trunk.

35. (new): The method of claim 1, further including :
applying the magnet means to the lower abdominal part region of the trunk in such way to bring the meridian systems into a balance and harmony for the respective organs of conflicted meridians in lower abdominal part of the trunk.

36. (new) The method of claim 1, further including:
the use of total flux provides a flexibility of options to select and control healing power, weight,
pulling/repelling distance and treatment time period based on type of ailment, meridians involved,
size of treatment area or region to apply and treatment progress thereof.

37. (new) The method of claim 1, further including:
the use of total flux provides such options of healing power control and adjustment to meet a real
challenge of treating various levels of sickness from a mild to a severe condition.

38. (new) The method of claim 1, further including:
the use of total flux provides to handle all levels of severity of the afflictions and ailments by
selection of a desirable effectiveness under all situations of imbalance and disorder of the meridians.

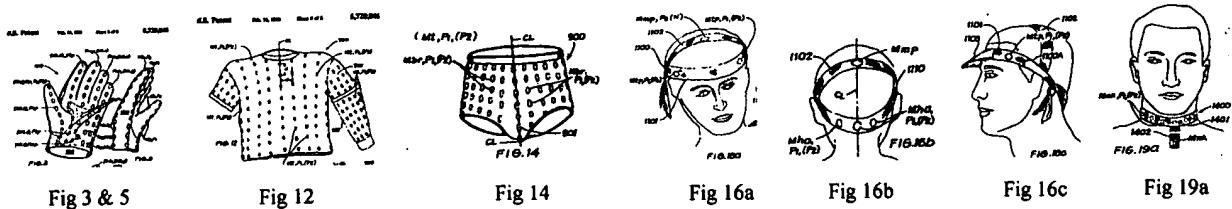
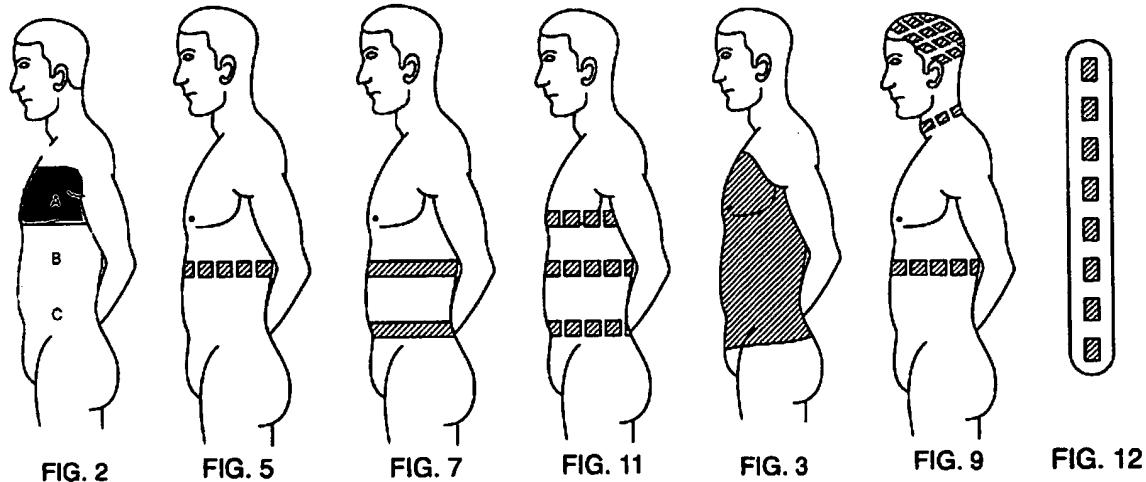


Remarks

With regard to the Advisory Action that “the features upon which applicant relies (i.e., see Applicant Response on pages 1-21) are not recited in the rejected claims(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims”: In response, limitations from the specification are reflected in claims amendment and also the specification is amended for more clarification.

With regard to Examiner’s statement that “claims 1-32 are unpatentable over Lopez et al. (US 5,720,046) in view of Woo (US 5,529,569) as was indicated in Office Action of paper #8, since Lopez et al. (‘046) and Woo (‘569) teach the same method step, like “designating at least three treating regions of the trunk...” etc.: the use of total flux for the holistic magnetic therapy was disclosed by Woo (‘569)”:

In response, the Figures of drawings of present invention are depicted below along with the Figures of drawings of Lopez et al. (‘046) recited in the subject rejection for instant reference. In addition, detail abstracts are quoted hereunder step-by-step for each of the arguments in the following format to provide a factual evidence and instant verification to prove that Lopez et al (‘046) and Woo (‘569) teach no such method step, like “designating at least three treating regions of the trunk”.



The text of claim rejection of paper #8 reads as follows:

“Claims 1-32 are rejected under 35 U.S.C.103(a) as being unpatentable over Lopez et al. (US 5,720,046)046) in view of Woo (US5,529,569.

Lopez et al. ('046) teaches

- 1) a method of treating and alleviating afflictions, ailments and diseases holistically by application of magnetism to a plurality of treating regions of the trunk, hands, head and neck (see abstract, Figures 3-5, 12, 14, 16a-16c and 19a):
- 2) the method comprising designating a total treating region; providing magnet means having at least one north pole surface adapted for application to the plurality of treating regions of the
 - a) **Trunk** (see Figure 12 and column 8, lines 8- 19),
 - b) **Hand** (see column 6, lines 5-60),
 - c) **Head** (see Figure 16a-16C and column 9, lines 32-56),
 - d) **Neck** (see Figure 19a and column 10, lines 21-32),
- 3) contacting the magnets directly to the treating regions of the trunk by using a proper band, wrapper or cover with magnets sewn-in or encased in any shape of form appropriate to fit the treating regions of the trunk of a person (see abstract Fig 12 and column 8, lines 7-18):

But they do not teach:

- 1) a method of treating and alleviating afflictions, ailments and diseases holistically by application of magnetism to a plurality of treating regions of the trunk of a person being treating
- 2) comprising applying a north pole surface of a magnet to at least one of a plurality of treating regions of the trunk,
- 3) the magnet having a size of $\frac{1}{8}'' \times \frac{1}{8}''$ to $28'' \times 43''$;
- 4) maintaining the magnet in contact with at least one of the treating regions of the trunk for a period of 15 to 180 minutes to heal and relieve afflictions,
- 5) wherein the total flux of the magnetic means applied to the at least one of the treating regions of the trunk being in the range from about 30ϕ - $250,000\phi$;
- 6) repeating the application of the magnet for at least one additional period of time;
- 7) repeating the time period for treatment at least once in a 24 hour period in an interval of about 2-10 hours in accordance with treatment progress;
- 8) applying the magnet to treating regions of the trunk of a person concurrently,

9) wherein a total flux of the magnet applied to the treating regions of the trunk is substantially equal.

However, Woo ('569) teaches a method of treating and alleviating pains and inflammation of human afflictions by

- 1) application of a north pole surface of a magnet to at least one hand of the body of a person being treated comprising steps of
- 2) maintaining the magnet in contact with said at least one hand for a period of from 30 minutes to about 2 hours to heal and relieve pain,
- 3) the total flux of the magnetic means applied to at least one hand being in the range from about 5,000 ϕ -250,000 ϕ ,
- 4) wherein the total flux of the magnet means applied to each hand is substantially equal.

It would have been obvious to one of ordinary skill in the art at the time of the invention to modify the method of treating and alleviating afflictions, ailments and diseases holistically

- 1) by application of magnetism to a plurality of treating regions of the trunk, hands, head and neck of Lopez et al. ('046)
- 2) by the method of treating and alleviating pains and inflammation of human afflictions of Woo ('569),

since Lopez et al. ('046) teaches:

- 3) the method of treating the human trunk regions using articles of clothing with permanent magnets and

Woo ('569) teaches:

- 1) the flux of the magnets required to perform such treatments.

Further, it would have been obvious to one of ordinary skill in the art at the time of the invention

- 1) to modify the magnets of Lopez et al. ('046) to use magnets having a size of 1/8" x 1/8" to 4"x18" to 13"x43",
- 2) since it has generally been held to be within the skill level of the art to perform routine experimentation for implementing the magnets as claimed.

Detail responses are as follows:

Lopez et al. ('046) teaches:

- 1) a method of treating and alleviating afflictions, ailments and diseases holistically by application of magnetism to a plurality of treating regions of the trunk, hands, head and neck (see abstract, Figures 3-5, 12, 14, 16a-16c and 19a):

In response, the abstracted Figures of drawings are displayed above for reference.

The words of “Treatment of Afflictions, Ailments and Diseases holistically” signify a meaning of treating sicknesses involving all levels of severity of ailing conditions from mild to acute severity including chronic nature, and this is what it meant by the Title of present invention, and the method of treatment thereof is possible only by utilizing the condition of five element meridian rules applied or met for the regions to treat and the use of total flux system, therefore, where the five element meridian rules and total flux system are not applied like the case of Lopez et al, the method of such treatment is impossible.

Regarding to application of magnetism to a plurality of treating regions of the trunk, hands, head and neck, the present invention defines the treating regions as A, B and C sections of a body trunk as shown in Fig 2 above, and these trunk regions are not being disclosed by either one of Lopez et al ('046) and Woo ('569). The treating regions of hands, head and neck of Lopez et al of the subject argument are in fact irrelevant for the present invention.

The head and neck region of Fig 9 above are not a part of a plurality of treating regions of the trunk of the present invention with which has only three sub-regions to apply. The head and neck regions are the method of prior art of Woo(US Patent No.6,379,295B1 and US Patent Notice of Allowance Appl. No.09/722,239) that may be utilized with the trunk method of present invention (see page 10, lines 21-26), as a secondary process. It is thus unclear why the claims are rejected based on that comments. However, applicant has canceled the relevant claims of head and neck combined application without prejudice.

- 2) the method comprising designating a total treating region; providing magnet means having at least one north pole surface adapted for application to the plurality of treating regions of :

a) **Trunk** (see Figure 12 and column 8, lines 8- 19):

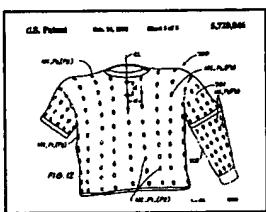


FIG 12 shows human torso-worn garment merchandise in the form of a T-shirt 700 having an embedded magnetic structural arrangement Mt distributed evenly, as depicted by spacing d, in an orderly fashion throughout the body of T-shirt, including short sleeves 701, or alternatively on long sleeves 702, substantially as shown. The inwardly directed polarity of magnets Mt is preferably all the same polarity, i. e., all PI, or all P2. Upon T-shirt being worn by a human, the underlying regions of the upper torso and arms are magnetically exposed by the permanent magnets Mt. The exposure is believed to therapeutically impact the upper torso and arms.

In response, first of all, this T-shirt region of Fig 12 is useless for present invention because the shape of T-shirt covers a plurality of treating regions of arm, shoulder and neck, besides trunk regions, involving meridians of hands and feet that are conflicted one another causing a confusion and imbalance for the affected meridians, not to mention the use of both poles of North and South endangering treating patients by getting worse. As for evidence, present invention excludes the regions of neck, shoulder and arm from the trunk region as shown in Fig 2 above. And for the argument to the use of North Pole, there is no such descriptive phrase of "providing magnet means having at least one North Pole surface adapted for application to the plurality of treating regions of the trunk" in the abstract reference of Fig 12 and column 8, lines 8-19 of Lopez et al, as shown above.

b) **Hand** (see column 6, lines 5-60),

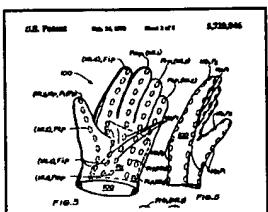


FIG. 3 shows a palm side view of general purpose glove 100 provided with embedded magnetic structure in the form of a plurality of discrete permanent magnets Mp of a first polarity PI, or alternatively a second polarity P2, arranged to extend serially from the distal end of each of the glove's digits towards the glove's wrist end, denoted by letters t Ftp (thumb-wrist), Fip (index finger-wrist), Pmp (middle finger-wrist), Frp (ring finger-wrist), and Flp (little finger-wrist).

The serial arrangement of magnets Mp on each digit follows a centerline of each digit and spaced apart on the pale and wrist area of the glove. The polarity, PI (P2), of permanent magnets Mp is oriented inwardly towards the inside of the glove, substantially as illustrated in FIG.24, Similarly, FIG. 4 shows a back side view of

glove 100 also provided with embedded magnetic structure in the form of a discrete permanent magnets Mb of second polarity P2, or alternatively a second polarity PI, arranged to extend from the distal nail-end of each of the glove's wrist end, denoted by the letters Ftb (thumb-wrist), Fib (index finger-wrist), Fmb (middle finger-wrist), Frb (ring finger-wrist), and Flb (little finger-wrist). Glove 100 is preferably constructed having an inner layer I 0 I and an outer layer toe for adhesively containing each discrete magnet Mp. The permanent magnets each have a magnetic field strength of at least 800 gauss and are of the type commercially available from lhasa medical supplies. Inc., Accord, Mass, USA. The magnetic field that is produced by the plurality of magnets Mp, Mb is directed at strategic points on the wearer's hand, which points relate to the human body according to shiatsu practice. By example, glove 100 represent a left hand glove where the magnets along the middle finger to the wrist portion, (palm side PS and backside BS), of the glove relate to the body regions along meridian line (ML1 ML6), beginning at the head and ending at groin. Similarly, the magnets along the ring finger to the wrist portion of the glove relate to the body regions along meridian line MLS, ML8), beginning at the left hand and ending at the left shoulder, the magnets along the little finger to the wrist portion of the glove relate to the body regions along meridian line (ML2, M19), beginning at the left foot and ending at the left hip, the magnets along the index finger to the wrist portion of the glove relate to the body regions along meridian line (ML4, ML7), beginning at the right hand and ending at the right shoulder, and the magnets along on the thumb to the wrist portion of the glove relate to the body regions along meridian line (ML3, ML10), beginning at the right foot and ending at the right hip. Upon the glove 100 being worn on a human hand, the underlying regions of the hand are magnetically exposed by the permanent magnets Mp, Mb. The exposure is believed to therapeutically impact the human body parts along the meridian line (ML1-ML10), Fig 5 shows a side view of the general purpose glove illustrated in FIG.3 and 4 showing the preferred side-by-side arrangement of the permanent magnets embedded in the glove's fabric, see also FIG 24.

In response, the glove illustrated above seems to be irrelevant and not applicable to the subject matter of present invention. Also there is no such descriptive phrase of "providing magnet means having at least one North Pole surface adapted for application to the plurality of treating regions" in the abstract reference above, and it is not clear why the argument raised that way.

c) Head (see Figure 16a-16C and column 9, lines 32-56):

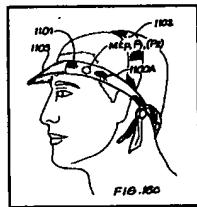
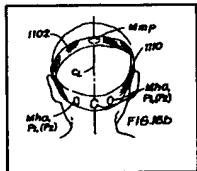


Figure 16a, 16b, 16c and column 9, lines 32-56, FIG.16a shows human headwear merchandise in the form of a combination-type of headgear 1100. Headgear 1100 includes a traditional headband 1101 in combination with an across-the- head band member 1108. Headgear 1100 is formed having a strategic embedded magnetic structural arrangement in the form of discrete permanent magnets Mtp positioned on band member 1101 for contacting a wearer's 1 temporal region, discrete magnets Mmp positioned on band I member 1102 for contacting a wearer's soft spot, and discrete magnets Mha positioned at rear band portion 1110, (see FIG. 16b), for contacting a wearer's uppermost vertebrae at the base of the skull. The inwardly directed polarity of magnets Mtp and Mha may be either PI or P2, see FIG. 23, while the inwardly directed polarity of magnet Mmp is preferably P2(N).

In response, the head region method of prior art of Woo may be used with the trunk method of present invention concurrently (see page 10, lines 21-26) - the use of the head, neck and trunk method in combination is not a main process but serves only as a secondary process for present invention. However, Examiner is reluctant to allow the claims, thus applicant has canceled the relevant claims for head and neck combined application without prejudice (see Fig 9 above).

d) Neck (see Figure 19a and column 10, lines 21-32);

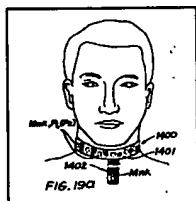


FIG. 19a shows human appendagewear merchandise in the form of a neckband 1400 Having an embedded structural arrangement in the form

of a plurality of circumferentially distributed permanent magnets Mn_k embedded in a neck band member 1401, and a suspended band member 1402. The inwardly directed polarity of magnets Mn_k may be either P1, or P2, see FIG 23. Upon neckband 1400 being worn by a human, the underlying region around the wearer's neck and upper sternum regions are magnetically exposed by the permanent magnets Mn_k. The magnetic exposure around the neck and upper sternum regions is believed to therapeutically impact the neck and sternum.

In response, neck region method of prior art of Woo can be used with the trunk method of present invention concurrently (see page 10, lines 21-26) - the use of the neck and head method of prior art of Woo and the trunk method in combination is a secondary process for present invention, however, Examiner is reluctant to allow the claims, thus applicant has canceled the relevant claims without prejudice (see Fig 9 above).

- 3) contacting the magnets directly to the treating regions of the trunk by using a proper band, wrapper or cover with magnets sewn-in or encased in any shape of form appropriate to fit the treating regions of the trunk of a person (see abstract Fig 12 and column 8, lines 7-18):

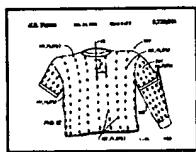


FIG 12 shows human torso-worn garment merchandise in the form of a T-shirt 700 having an embedded magnetic structural arrangement Mt distributed evenly, as depicted by spacing d, in an orderly fashion throughout the body of T-shirt, including short sleeves 701, or alternatively on long sleeves 702, substantially as shown. The inwardly directed polarity of magnets Mt is preferably all the same polarity, i.e., all P1, or all P2. Upon T-shirt being worn by a human, the underlying regions of the upper torso and arms are magnetically exposed by the permanent magnets Mt. The exposure is believed to therapeutically impact the upper torso and arms.

In response, Fig 12 above shows no such method of contacting the magnets directly to the treating regions of the trunk by using a proper band or wrapper (see Fig 12 above) in such way to maintain

the magnet(s) in contact to the skin of the trunk at 90-degree angle of healing position (see Fig 12 above), but, instead, it shows only how to place or embed the magnets to the T-shirt of torso-worn garment merchandise, which is not applicable to the trunk method of present invention.

As stated thus far, there is no evidence to indicate Lopez et al ('046) teaches such method step, like "designating at least three treating regions of the trunk" and it is unclear why the rejections are based on that comment.

However, Woo ('569) teaches a method of treating and alleviating pains and inflammation of human afflictions by

- 1) application of a north pole surface of a magnet to at least one hand of the body of a person being treated comprising steps of
- 2) maintaining the magnet in contact with said at least one hand for a period of from 30 minutes to about 2 hours to heal and relieve pain,
- 3) the total flux of the magnetic means applied to at least one hand being in the range from about 5,000 ϕ -250,000 ϕ ,
- 4) wherein the total flux of the magnet means applied to each hand is substantially equal.

In response, the method of Woo ('569) utilizing the above 4 features of application to the hand is applicable to the Hand/Finger meridian functions only in terms of magnet contact method, time period for treatment, control of healing powers and balance treatment for hand meridians and does not have any element to the composition of trunk regions of A,B and C of present invention (see Fig 2 above) and details are as follows:

For 1): North Pole is used as a healing energy for ailments and also used to affect or control meridian system into a balance and order provided the condition of five element meridian rules is applied and met for a treating region(s) of the body to apply.

For 2): This pertains to treatment time period(s) which is determined by a selected total flux based on the type of ailment and its severity, meridians involved, treatment progress et. Therefore, this practice is not appropriate or applicable for the T-shirt method of Lopez et al. ('046) of therapeutical magnetic exposure or impact set by a fixed healing power of 800 gauss.

For 3): As stated above, total flux determines a level of healing power for the type of ailments and its severity, meridians involved and treatment time period, etc. The use of 5000φ-250,000φ total flux is applicable for handling a broad range of afflictions, ailments and diseases in all levels of severity including chronic nature involving the meridians of disequilibrium state, therefore the use of total flux is not appropriate or applicable for the T-shirt method of Lopez et al.('046) whose power is limited by only 800 gauss for use solely for garment wears of therapeutical magnetic exposure for the designed method of treatment. Strong magnets of higher gauss are not usable under conventional method of prior art for the reasons of safety and effectiveness and the highest power level disclosed by Griffin et al. US Patent No.4,587,96 for magnetic treatment in safe at the time of the invention of Woo ('569) was 8,000 gauss (see Griffin et al. column 7, lines 44-52, column 8, lines 51-68 and column 9, lines 1-10).

For 4): The use of total flux equally to the hands is for the balance treatment to bring all hand meridians into a balance and order, therefore this practice is not appropriate or applicable for the T-shirt method of Lopez et al.('046) utilized for therapeutical magnetic exposure and impact which is not for restoring the meridian's flow balance and order.

As stated thus far, there is no evidence to indicate Woo ('569) teaches such method step, like "designating at least three treating regions of the trunk", and it is unclear why the rejection is based on that comment.

It would have been obvious: to one of ordinary skill in the art at the time of the invention to modify the method of treating and alleviating afflictions, ailments and diseases holistically

1) by application of magnetism to a plurality of treating regions of the trunk, hands, head and neck of Lopez et al. ('046)

2) by the method of treating and alleviating pains and inflammation of human afflictions of Woo ('569),

since Lopez et al. ('046) teaches:

3) the method of treating the human trunk regions using articles of clothing with permanent magnets and

In response:

For 1): Question is duplicated. See the response for Lopez et al. ('046) teaches 1), in page 5, for detail justification. However, applicant has canceled the relevant claims of head and neck combined application without prejudice.

For 2): Duplicated item - see the response of Woo teaches for detail justification, on page 10 and 11.

For 3): The articles of clothing with permanent magnets is used for therapeutical magnetic exposure or impact for whole regions of T-shirt wear including the regions of arm, shoulder and neck, thereby causing a confusion and imbalance for the element meridians in conflict, therefore, the regions of T-shirt and the articles of clothing with permanent magnets are useless for the trunk method of present invention. See Fig 2 above for trunk regions.

Woo ('569) teaches:

- 1) the flux of the magnets required to perform such treatments.

In response, the flux of the magnet is a healing energy but does not have any element to compose a treating region of five element meridian rules. Yet the flux of the magnet has a capability to affect or control flow balance of the meridians only in a treating regions where the condition of the five element meridian rules is applied or met. So, the flux of the magnet of Woo ('569) itself does not provide any condition of five element meridian rules for the T-shirt method of Lopez et al. ('046).

Further, it would have been obvious to one of ordinary skill in the art at the time of the invention

- 1) to modify the magnets of Lopez et al. ('046) to use magnets having a size of 1/8" x 1/8" to 4"x18" to 13"x43",
- 2) since it has generally been held to be within the skill level of the art to perform routine experimentation for implementing the magnets as claimed.

In response for 1) and 2) both, the method of Lopez et al ('046) uses magnets of 800 gauss with the size of 0.03"D x 0.05"T to 2.0"D x 0.5"T, thus the range of healing power is limited by 800 gauss and its size within a range of up to about 500 ϕ and no option of selection other

than within the power of 800 gauss is available. Whereas, the method of present invention using total flux equation formula provides a flexibility of options to select and control all levels of healing powers within a range of up to 250,000 ϕ and treatment time period based on type of ailment and its severity, meridians involved, size of treatment area or region to apply and treatment progress, etc., so as to meet a practical challenge of treating various levels of sickness from a mild to a severe condition under all situations of imbalance and disorder of the meridians, handling all levels of severity of the afflictions and ailments with a desirable healing power level of effectiveness. Therefore, using magnet size under present invention does not mean anything much except for a double protection purpose.

Accordingly, the magnet size described in independent claim 1 of present invention is now deleted to satisfy the requirement for the claims to be allowed.

As stated thus far, there is no evidence to indicate Lopez et al ('046) and Woo ('569) teach such method step, like "designating at least three treating regions of the trunk", and it is unclear why the rejection is based on that comment.

The typical features of distinctive points in the present invention are as follows:

- 1) Division of the trunk into 3 treating regions based on the physical location of organs of conflicted meridians
- 2) Utilizing separate magnet means for each regions of the trunk.
- 3) The application of the magnet means only to a portion of the trunk.
- 4) Apply magnetism to a portion of the trunk of a person to treat concurrently of multiple afflictions, ailments and diseases of the entire body for holistic total healing effect.
- 5) Applying the magnet means to the chest, upper abdomen and lower abdomen region of the trunk in such way to bring the meridian systems into a balance and harmony for the respective organs of conflicted meridians.
- 6) Applying the magnet means to a plurality of treating regions of the trunk concurrently for a balanced treatment of meridians.
- 7) The balanced application for the magnet means to each of the 3 trunk regions.
- 8) Balanced treatment for the meridians and its organs in conflict with five element rules.
- 9) Maintaining the magnet in contact with only North Pole surface at 90-degree angle for the time periods for treatment.

- 10) Maintaining in contact of magnet(s) for the time period sufficient to produce a pain mitigation and relief from ailing part of the body.
- 11) Repeating the application of magnet means in a time interval.
- 12) The range of total flux used is 10 ϕ -250,000 ϕ .
- 13) Total flux of the magnet(s) applied to all treating regions of the trunk of a person is substantially equal for balanced treatment of meridians.
- 14) The use of total flux provides a flexibility of options to select and control healing power, magnet weight and pulling/repelling distance and treatment time period based on type of ailment, condition of severity, size of treatment area or region to apply and treatment progress thereof.
- 15) The use of total flux provides such options of healing power adjustment to meet a real challenge of treating various levels of sickness from a mild to a severe condition.
- 16) The use of total flux provides to handle all levels of severity of the afflictions and ailments by selection of a desirable effectiveness under all situations of imbalance and disorder of the meridians.

These typical features of distinctive points in the present invention, such as set forth in claims, are believed to be more than obvious modifications to the method disclosed by Lopez et al. ("046). These are specifically recited steps in the dependent claims, not disclosed by Lopez et al, and should be allowable for that reason alone in addition to the fact that they are dependent from independent Claim 1 which is believed to be allowable.

Specification and claims are amended within the scope of the present invention.

No new matters are added. Claim 1-12, 16-17, 20-32 remain and new claims 33-38 are added.

Claims 1, 2, 5-12, 20, 21, 23 and 29 are amended, and claims 13, 14, 15, 18, and 19 are canceled.

In view of the above, it is now believed that all claims meet the statutory requirements of usefulness and novelty for the reasons set forth hereon in this Advisory Action Reply and the present invention, and that claims 1-12, 16-17, 20-32 and newly added claims 33-38 are allowable and it is requested that the case be passed to issue with these claims therein. Should there be any question, the Examiner is requested to call the undersigned applicant at the Los Angeles, California, and telephone number (909) 468-5147, 909-444-1126.

Respectfully submitted,

Gilson Woo / Applicant
September 8, 2003